RECEIVED **CENTRAL FAX CENTER**

DEC 1 6 2005

PATENT

FEEDBACK

Rev 09/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application

George Jay Lichtblau

Application No.

10/758,899

Filed

January 16, 2004

Confirmation No.

Examiner

7075

HAVING AID HEARING

:

:

For

PROTECTION Brian Ensey

Attorney's Docket

GL-022XX

TC Art Unit: 2646

ACOUSTICAL

I hereby certify that this correspondence is being sent via facsimile to Examiner Brian, Ensey, TC Art Unit 2646, Fax No. (571) 273 8300, on \(\begin{array}{c} \frac{1}{2} \end{array}\)

Stanley M. Sehurgin Registration No. 20,979

Attorney for Applicant(s)

01 FC:2814

TERMINAL DISCLAIMER

12/19/2005 TL0111 00000039 230804 10758899 65.00 DA

Commissioner for Patents

P.O. Box 1450.

Alexandria, VA 22313-1450

Sir:

George Jay Lichtblau is the owner of U.S. Patent Application No. 10/758,899, filed on January 16, 2004, for HEARING AID HAVING The owner hereby disclaims, except as ACOUSTICAL FEEDBACK PROTECTION. provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term including any term extensions or elongations, as presently shortened by any terminal disclaimer, of U.S. The owner hereby agrees that any patent so Patent No. 6,714,654

- 1 -

Application No.: 10/758,899 Filed: January 16, 2004 TC Art Unit: 2646 Confirmation No.: 7075

granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,714,654, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

The owner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term including any term extensions or elongations, as presently shortened by any terminal disclaimer of U.S. Patent No. 6,714,654, in the event that it later lapses for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is surrendered pursuant to reissue, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false

12/16/2005 16:17 FAX 6176950892

Application No.: 10/758,899 : Filed: January 16, 2004
TC Art Unit: 2646
Confirmation No.: 7075

statements may jeopardize the validity of the application or any patent issuing thereon.

[x] The undersigned is an attorney of record.

Respectfully submitted,

GEORGE JAY LICHTBLAU

By: Stanley M. Schurgin

Registration No.

Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEBOVICI LLP
Ten Post Office Square
Boston, MA 02109

Telephone: (617) 542-2290 Telecopier: (617) 451-0313

[X] Terminal disclaimer fee under 37 C.F.R. § 1.20(d). Authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$65.00) per §1.17(e).

330368